

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

IN RE: LITHIUM ION BATTERIES  
ANTITRUST LITIGATION

Case No.: 13-MD-2420 YGR

This Order Relates to:

All Indirect Purchaser and Direct  
Purchaser Actions

ORDER RELATING CIVIL AND CRIMINAL  
CASES; ORDER ADMINISTRATIVELY  
TERMINATING CASES; ORDER TO SHOW  
CAUSE

**I. ORDER RELATING CASES**

Pursuant to Civil Local Rule 3-12, for good cause appearing the Court hereby **RELATES** the following civil cases to *In re: Lithium Ion Batteries Antitrust Litigation*, Case No. 13-md-2420 YGR:

- *Tolchin, et al. v. LG Chem Ltd.*, Case No. 13-cv-0700 JCS
- *Stromberg, et al. v. Hitachi Ltd.*, Case No. 13-cv-1534 JSC
- *City of Palo Alto, et al. v. LG Chem, Ltd.*, Case No. 13-cv-2242 MEJ
- *McGuire, et al. v. LG Chem, Ltd.*, Case No. 13-cv-0170 EDL

Pursuant to Criminal Local Rule 8-1, for good cause appearing the Court hereby **RELATES** the following criminal cases to *In re: Lithium Ion Batteries Antitrust Litigation*, Case No. 13-md-2420 YGR:

- *United States v. Sanyo Electric Co., Ltd.*, Case No. 13-cr-0472 JST
- *United States v. LG Chem, Ltd.*, Case No. 13-cr-0473 RS

This Order terminates Docket Nos. 248, 261, and 267.

**II. ORDER ADMINISTRATIVELY TERMINATING CASES**

The Court is in receipt of the reports submitted by the Direct Purchaser Plaintiffs (“DPPs”) and Indirect Purchaser Plaintiffs (“IPPs”) pursuant to this Court’s Order of July 19, 2013. Dkt.

Nos. 246 (Order), 261 (“DPP Report”), 263 (“IPP Report”). The reports address the status of the complaints originally related to this MDL in light of the filing of the consolidated complaints for each set of purchasers. The DPP Report recommends voluntary dismissal of 17 of the 26 direct purchaser class actions that have been brought before this Court, or, in the alternative, administrative closure of those 17 cases. DPP Report at 1. The DPP Report provides a chart listing the 17 cases. *Id.*, Ex. A at 3-5. The DPPs submit that the 9 Original Actions whose plaintiffs are now named plaintiffs in the MDL should remain open. *See id.* at 1. As for the IPP Report, it recommends administrative closure of all of the indirect purchaser actions filed before this Court, and provides an exhibit listing the cases. IPP Report at 1; *id.*, Ex. C.


The Court hereby **ORDERS** the Clerk to terminate the cases referenced in the DPP Report’s Exhibit A at pages 3 through 5 (attached hereto as Exhibit 1), as well as the cases referenced in the IPP Report’s Exhibit C (attached hereto as Exhibit 2). Administrative termination shall have the effect of a voluntary dismissal pursuant to Federal Rule of Civil Procedure 41(a)(2).

### III. ORDER TO SHOW CAUSE

The plaintiffs in the *Tolchin*, *Stromberg*, *City of Palo Alto*, and *McGuire* civil cases related above are hereby **ORDERED TO SHOW CAUSE** why their cases should not also be administratively terminated. Any response to this Order to Show Cause shall not exceed **three (3) pages** in length and shall be filed in the docket of the MDL no later than **August 22, 2013**. The Court will interpret any failure to respond as a concession that each such case should also be administratively terminated.

**IT IS SO ORDERED.**

Dated: August 15, 2013

  
YVONNE GONZALEZ ROGERS  
UNITED STATES DISTRICT COURT JUDGE

# **Exhibit 1**

**Case No. 13-md-2420-YGR**

**ORDER RELATING CIVIL AND CRIMINAL CASES;  
ORDER ADMINISTRATIVELY TERMINATING CASES;  
ORDER TO SHOW CAUSE**

*In re Lithium Batteries Antitrust Litigation*, No. 4:13-md-02420-YGR**DIRECT PURCHASER ACTIONS FILED**

NO.	DATE ORIGINALLY FILED	CASE CAPTION	CASE NUMBER / ORIGINAL JURISDICTION	PLAINTIFF
<b>Original Actions Brought By Plaintiffs <i>Not</i> Named in Consolidated Amended Complaint</b>				
9	10/11/2012	<i>Gray v. Samsung SDI Co., Ltd., et al.</i>	4:12-cv-05274-YGR	Nichole M. Gray
10	10/12/2012	<i>Clark v. LG Chem America, Inc., et al.</i>	4:13-cv-00570-YGR  ORIGINALLY NJ Dkt. No. 2:12-cv-06431-DMC-MF in D.N.J. before Dennis M. Cavanaugh (transferred 2/25/13)	Woodrow Clark II
11	10/16/2012	<i>Criden v. Panasonic Corporation of North America, et al.</i>	4:13-cv-00786-YGR  ORIGINALLY 2:12-cv-06534-DMC-MF in D.N.J. before Dennis M. Cavanaugh (transferred 2/25/13)	Michele Criden
12	10/24/2012	<i>Lisitsa v. Panasonic Corporation of North America, et al.</i>	4:13-cv-00789-YGR  ORIGINALLY: 2:12-cv-06704-DMC-JAD in D.N.J. before Dennis M. Cavanaugh (transferred 2/25/13)	Yevgeniya Lisitsa
13	10/24/2012	<i>Meir v. LG Chem America, Inc., et al.</i>	4:13-cv-00790-YGR  ORIGINALLY: +C152:12-cv-06708-DMC-MF in D.N.J. before Dennis M. Cavanaugh (transferred 2/25/13)	Daniel Meir
14	10/25/2012	<i>Nelson v. Samsung SDI Co., Ltd., et al.</i>	4:12-cv-05516-YGR	Ron Nelson, Jr.

*In re Lithium Batteries Antitrust Litigation*, No. 4:13-md-02420-YGR**DIRECT PURCHASER ACTIONS FILED**

NO.	DATE ORIGINALLY FILED	CASE CAPTION	CASE NUMBER / ORIGINAL JURISDICTION	PLAINTIFF
15	10/25/2012	<i>Raimondo v. Panasonic Corporation of North America, et al.</i>	4:13-cv-00791-YGR  ORIGINALLY: 2:12-cv-06725-DMC-MF in D.N.J. before Dennis M. Cavanaugh (transferred 2/25/13)	Kimberly Raimondo
16	10/26/2012	<i>O'Neil v. Hitachi, Ltd., et al.</i>	4:12-cv-05532-YGR	James O'Neil
17	11/1/2012	<i>Smith v. Panasonic Corp. of N. Am., et al.</i>	4:13-cv-00793-YGR  ORIGINALLY 2:12-cv-06797-DMC-MF in D.N.J. before Dennis M. Cavanaugh (transferred 2/25/13)	Deweese Smith
18	11/7/2012	<i>Shannon v. LG Chem, Ltd, et al.</i>	4:13-cv-00794-YGR  ORIGINALLY 2:12-cv-06932-DMC-JAD in D.N.J. before Dennis M. Cavanaugh (transferred 2/25/13)	<b>Plaintiffs:</b> Regina Shannon
19	11/12/2012	<i>Meier v. LG Chem, Ltd., et al.</i>	4:13-cv-00796-YGR  ORIGINALLY: 2:12-cv-07024-DMC-MF in D.N.J. before Dennis M. Cavanaugh (transferred 2/25/13)	<b>Plaintiffs:</b> Renee Meier
20	11/19/2012	<i>Barbat v LG Chem, Ltd., et al.</i>	4:13-cv-00782-YGR  ORIGINALLY 3:12-cv-02793-DMS-WVG in S.D. Cal. before Dana M. Sabraw (transferred 3/6/13)	<b>Plaintiffs:</b> Michael Barbat
21	12/5/2012	<i>Brownlee v. LG Chem, Ltd., et al.</i>	4:13-cv-00783-YGR  +C25ORIGINALLY: 3:12-cv-02896-BEN-BGS in S.D. Cal. before Roger T. Benitez (transferred 3/6/13)	<b>Plaintiffs:</b> David Brownlee

*In re Lithium Batteries Antitrust Litigation*, No. 4:13-md-02420-YGR**DIRECT PURCHASER ACTIONS FILED**

NO.	DATE ORIGINALLY FILED	CASE CAPTION	CASE NUMBER / ORIGINAL JURISDICTION	PLAINTIFF
22	12/7/2012	<i>Wilson v. Samsung SDI Co., Ltd., et al.</i>	4:12-cv-06210-YGR	<b>Plaintiffs:</b> Michael S. Wilson
23	12/19/2012	<i>Ranola v. Hitachi Ltd., et al.</i>	4:12-cv-06422-YGR	<b>Plaintiffs:</b> Lloyd Ranola
24	1/4/2013	<i>Ruan v. LG Chem, Ltd., et al.</i>	4:13-cv-00800-YGR  ORIGINALLY 2:13-cv-00086-DMC-MF in D.N.J. before Dennis M. Cavanaugh (transferred 2/25/13)	<b>Plaintiffs:</b> Nancy Ruan
25	1/25/2013	<i>Thrower v. Samsung SDI Co., Ltd., et al.</i>	4:13-cv-00366-YGR	<b>Plaintiffs:</b> A. Keith Thrower
26	3/28/2013	<i>Gibbons, et al. v. LG Chem, Ltd., et al.</i>	4:13-cv-01397-YGR	<b>Plaintiffs:</b> David Gibbons and Alexander C. Eide

# **Exhibit 2**

**Case No. 13-md-2420-YGR**

**ORDER RELATING CIVIL AND CRIMINAL CASES;  
ORDER ADMINISTRATIVELY TERMINATING CASES;  
ORDER TO SHOW CAUSE**

***In re Lithium Ion Batteries Antitrust Litigation***  
**Case No. 13-md-2420-YGR-DMR; MDL No. 2420**

**INDIRECT PURCHASER CASES ON FILE**

**CASES ORIGINALLY FILED IN THE  
NORTHERN DISTRICT OF CALIFORNIA**

<b>Case Name</b>	<b>Date Filed</b>	<b>Original Case No.</b>
<i>Kevin Young, et al. v. LG Chem, Ltd., et al.</i>	10/03/2012	12-cv-05129-JCS
<i>Brian Hanlon v. LG Chem, Ltd., et al.</i>	10/04/2012	12-cv-05159-JCS
<i>James O'Neil v. Hitachi, Ltd., et al.</i>	10/26/2012	12-cv-05532-KAW
<i>Mike Katz-LaCabe v. Hitachi, Ltd., et al.</i>	11/05/2012	12-cv-05681-DMR
<i>Tom Pham, et al. v. Hitachi Maxwell Ltd., et al.</i>	11/20/2012	12-cv-05938-ADR
<i>Gene Powers v. LG Chem America, Inc., et al.</i>	12/03/2012	12-cv-06118-JCS
<i>Brandon Martinez v. LG Chem, Ltd., et al.</i>	12/04/2012	12-cv-06151-KAW
<i>Richard S.E. Johns v. Hitachi, Ltd., et al.</i>	12/04/2012	12-cv-06152-JSC
<i>Angelo Michael D'Orazio v. LG Chem, Ltd., et al.</i>	12/05/2012	12-cv-06173-JCS
<i>Piya Rojanasathit v. Samsung SDI America, Inc., et al.</i>	12/06/2012	12-cv-06183-MEJ
<i>Corie Levy v. LG Chem, Ltd., et al.</i>	12/20/2012	12-cv-06446-LB
<i>Steven Bugge v. LG Chem, Ltd., et al.</i>	12/21/2012	12-cv-06492-JSC
<i>Erin McGuire v. LG Chem, Ltd.</i>	01/11/2013	13-cv-00170-EDL
<i>Erinn Tozer v. LG Chem, Ltd., et al.</i>	01/29/2013	13-cv-00397-NC
<i>Brad Marcus, et al. v. LG Chem, Ltd., et al.</i>	02/04/2013	13-cv-00339-KAW
<i>Krista Lepore v. LG Chem, Ltd., et al.</i>	02/04/2013	13-cv-00361-JSC
<i>David Tolchin v. LG Chem, Ltd., et al.</i>	02/15/2013	13-cv-00700-JCS
<i>Kristina Yee v. LG Chem, Ltd., et al.</i>	02/15/2013	13-cv-00703-LB
<i>William Cabral, et al. v. Hitachi Maxwell Ltd., et al.</i>	02/15/2013	13-cv-00686-MEJ
<i>Polly Cohen v. LG Chem, Ltd., et al.</i>	02/20/2013	13-cv-00761-EDL
<i>Matt Bryant v. LG Chem, Ltd., et al.</i>	02/28/2013	13-cv-00928-JCS
<i>Patrick McGuinness v. LG Chem, Ltd., et al.</i>	02/28/2013	13-cv-00929-SBA
<i>Spencer Hathaway v. LG Chem, Ltd., et al.</i>	02/28/2013	13-cv-00926-JCS
<i>David Petree v. LG Chem, Ltd., et al.</i>	03/04/2013	13-cv-00976-LB
<i>Robert McGranahan v. LG Chem, Ltd., et al.</i>	03/04/2013	13-cv-00975-DMR
<i>Laura Gallardo v. LG Chem, Ltd., et al.</i>	03/06/2013	13-cv-01030-LB
<i>Linda Lincoln v. LG Chem, Ltd., et al.</i>	03/13/2013	13-cv-01131-JCS
<i>Anna Jower v. LG Chem, Ltd., et al.</i>	03/14/2013	13-cv-01166-LB
<i>Beatriz Hernández v. LG Chem, Ltd., et al.</i>	03/18/2013	13-cv-01189-MEJ
<i>Jason Ames, et al. v. LG Chem, Ltd., et al.</i>	03/18/2013	12-cv-01194-DMR
<i>San Francisco Community College District v. LG Chem, Ltd., et al.</i>	03/28/2013	13-cv-01384-EDL
<i>Valentina Juncaj, et al. v. LG Chem, Ltd., et al.</i>	03/28/2013	13-cv-01379-JSC
<i>Karen Stromberg v. Hitachi Ltd., et al.</i>	04/05/2013	13-cv-01534-EMC
<i>City of Palo Alto, et al. v. LG Chem, et al.</i>	05/16/2013	13-cv-02242-MEJ



*In re Lithium Ion Batteries Antitrust Litigation*

Case No. 13-md-2420-YGR-DMR; MDL No. 2420

**CASES ORIGINALLY FILED IN THE  
SOUTHERN DISTRICT OF CALIFORNIA**

<b>Case Name</b>	<b>Date Filed</b>	<b>Original Case No.</b>	<b>N.D. Cal Case #</b>	<b>Date Transferred</b>
<i>Angela Turner, et al. v. LG Chem, Ltd., et al.</i>	11/01/2012	12-cv-2658-AJB-KSC	13-cv-00781-YGR	03/07/2013
<i>Bradley Van Patten v. LG Chem, Ltd., et al.</i>	10/26/2012	12-cv-2615-BEN-RBB	13-cv-00780-YGR	03/07/2013
<i>John Russo, et al. v. LG Chem, Ltd., et al.</i>	10/15/2012	12-cv-2505-AJB-KSC	13-cv-00778-YGR	03/07/2013
<i>Matthew J. Miller, et al. v. LG Chem, Ltd., et al.</i>	10/17/2012	12-cv-2531-IEG-BGS	13-cv-00779-YGR	03/07/2013

**CASE ORIGINALLY FILED IN THE  
EASTERN DISTRICT OF LOUISIANA**

<b>Case Name</b>	<b>Date Filed</b>	<b>Original Case No.</b>	<b>N.D. Cal Case #</b>	<b>Date Transferred</b>
<i>Michael Janusa, et al. v. Hitachi, Ltd., et al.</i>	03/11/2013	13-cv-00459	13-cv-01329-YGR	03/28/2013

**CASE ORIGINALLY FILED IN THE  
DISTRICT OF MASSACHUSETTES**

<b>Case Name</b>	<b>Date Filed</b>	<b>Original Case No.</b>	<b>N.D. Cal Case #</b>	<b>Date Transferred</b>
<i>Dawn Thompson, et al. v. LG Chem, Ltd., et al.</i>	12/28/2012	12-cv-12419-DJC	13-cv-00784-YGR	03/25/2013

**CASE ORIGINALLY FILED IN THE  
WESTERN DISTRICT OF MISSOURI**

<b>Case Name</b>	<b>Date Filed</b>	<b>Original Case No.</b>	<b>N.D. Cal Case #</b>	<b>Date Transferred</b>
<i>Joseph G. O'Daniel v. LG Chem, Ltd., et al.</i>	02/25/2013	13-cv-00182-DW	13-cv-11126-YGR	03/13/2013

*In re Lithium Ion Batteries Antitrust Litigation*

Case No. 13-md-2420-YGR-DMR; MDL No. 2420

**CASES ORIGINALLY FILED IN THE  
DISTRICT OF NEW JERSEY**

<b>Case Name</b>	<b>Date Filed</b>	<b>Original Case No.</b>	<b>N.D. Cal Case #</b>	<b>Date Transferred</b>
<i>Brian Caleb Batey v. LG Chem America, Inc., et al.</i>	10/17/2012	12-cv-06555-DMC-MF	13-cv-00787-YGR	02/25/2013
<i>A-I Computers, Inc. v. LG Chem, Ltd., et al.</i>	10/19/2012	12-cv-06581-DMC-MF	13-cv-00788-YGR	02/25/2013
<i>David Shawn, et al. v. LG Chem America, Inc., et al.</i>	10/31/2012	12-cv-06793-DMC-MF	13-cv-00792-YGR	02/25/2013
<i>Kim Billingsley v. LG Chem America, Inc., et al.</i>	11/09/2012	12-cv-06973-DMC-MF	13-cv-00796-YGR	02/25/2013
<i>Renee Meier v. LG Chem, Ltd.</i>	11/12/2012	12-cv-07024-JLL-MF	13-cv-00796-YGR	02/25/2013
<i>Michael James Doyle v. LG Chem America, Inc., et al.</i>	12/13/2012	12-cv-07633-DMC-MF	13-cv-00798-YGR	02/25/2013
<i>Rebecca Cohen, et al. v. LG Chem America, Inc., et al.</i>	12/21/2012	12-cv-07793-LL-MF	13-cv-00799-YGR	02/21/2013
<i>Chad Conover, et al. v. LG Chem, Ltd., et al.</i>	01/10/2013	13-cv-00190-SMC-MF	13-cv-00801-YGR	02/25/2013
<i>Gerasimos Molfetas v. LG Chem, Ltd., et al.</i>	01/28/2013	13-cv-00541-JLL-MAH	13-cv-00802-YGR	02/25/2013
<i>Thomas R. Tuohy, et al. v. LG Chem, Ltd., et al.</i>	01/29/2013	13-cv-00557-JLL-MF	13-cv-00803-YGR	02/25/2013
<i>Beverlee Sclar v. LG Chem America, Inc., et al.</i>	01/30/2013	13-cv-00592-JLL-MAH	13-cv-00884-YGR	3/11/2013